

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5028 of 1991

For Approval and Signature:

Hon'ble MR.JUSTICE R.K.ABICHANDANI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

JD MENDIRATTA

Versus

STATE OF GUJARAT

Appearance:

MR VM DHOTRE for Petitioner
GOVERNMENT PLEADER for Respondent No. 1
MRS. KETTY A. MEHTA, for Res. No.4

CORAM : MR.JUSTICE R.K.ABICHANDANI
Date of decision: 21/07/2000

ORAL JUDGEMENT

In this petition, a direction was sought on the respondents to sell a house in the Government colony to the petitioner on the footing that earlier directions

were given to give house in H & L Colony to the occupants, who were Government employees. A similar claim was put up in a group of petitions in N.K. Parmar & ors. Vs. State of Gujarat, reported in 33(2) GLR 1508, wherein a Division Bench of this Court rejected the claim holding that there was no violation of Article 14 of the Constitution, because it cannot be said that the petitioners were discriminated against because of fortuitious circumstances of tenaments of H & L colony in favour of some Government employees. Following the ratio of the said decision, the claim of the petitioner is rejected. Rule is discharged with no order as to costs.

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